

REMARKS

The Applicant would like to bring to the attention of the Examiner the Written Opinion established in connection with a related PCT application (copy attached). In response to this Written Opinion, the pending independent claims were amended to recite that the polymerizable composition comprises at least 60 wt-% of one or more first monomers. These same amendments are being made with respect to the pending independent claims 13 and 26.

Applicant is also adding claim 30. Claim 30 is supported by the application such as by original claim 13; p. 5, lines 7-9; and p. 6, lines 6-8.

Double Patenting

Claims 1-6 are provisionally rejected on the ground of nonstatutory double patenting over claims 1-6 of copending Application Serial No. 11/167953.

Applicant notes that claims 1-6 of copending Application Serial No. 11/167953 have been cancelled.

§ 102 Rejections

Claims 1-20 and 26 stand rejected under 35 USC § 102(b) as being anticipated by Olson et al. (US 6261700).

With regard to claims 13-25 and 30, Applicant submits that Olson et al. does not expressly teach brightness enhancing films. Since Olson et al. alone fails to teach all the claim limitations, a rejection under 35 USC § 102(b) is improper. Applicant respectfully requests withdrawal of this rejection.

Regarding all the pending claims, Applicant submits that Olson et al. also does not teach the particular polymerizable set forth in the independent claims i.e. a resin composition comprising at least 60 wt-% of one or more of the recited first monomers in combination with a crosslinking agent comprising at least three (meth)acrylate functional groups.

The Applicant has addressed all the rejections set forth by the Examiner. A timely allowance is respectfully requested.

Respectfully submitted,

May 1, 2006
Date

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Substitute for form 1449A/PTO (modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) Page 1 of 1	Application Number	10/747985
	Filing Date	December 30, 2003
	First Named Inventor	Olson, David B.
	Art Unit	2872
	Examiner Name	Unknown
	Attorney Case Number	59460US002

U.S. Patent Documents					
Exam. Init.*	Cite No.	Document Number	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Doc. Number-(Kind Code if Known)			
	A1	US- 2005/0049325	03-03-2005	Chisholm et al.	
	A2	US-			
	A3	US-			
	A4	US-			
	A5	US-			
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			
	A11	US-			

Foreign Patent Documents							
Exam. Init.*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation (Check if yes)
		Ctry. Code	Number-KindCode (if known)				
	B1	EP	1 510 557	02.03.2005			
	B2						
	B3						
	B4						
	B5						
	B6						
	B7						

OTHER DOCUMENTS			
Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation (Check if yes)
	C1		
	C2		
	C3		

*Examiner:	Date Considered:
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

see form PCT/ISA/220

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY (PCT Rule 43bis.1)

Date of mailing
(day/month/year) see form PCT/ISA/210 (second sheet)

Applicant's or agent's file reference
see form PCT/ISA/220

FOR FURTHER ACTION
See paragraph 2 below

International application No.
PCT/US2004/041259

International filing date (day/month/year)
08.12.2004

Priority date (day/month/year)
30.12.2003

International Patent Classification (IPC) or both national classification and IPC
C08F220/22, G02F1/01, G02B5/12

Applicant
3M INNOVATIVE PROPERTIES COMPANY

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

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**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/US2004/041259

Box No. I Basis of the opinion

1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 - ☐ This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 - ☐ a sequence listing
 - ☐ table(s) related to the sequence listing
 - b. format of material:
 - ☐ in written format
 - ☐ in computer readable form
 - c. time of filing/furnishing:
 - ☐ contained in the international application as filed.
 - ☐ filed together with the international application in computer readable form.
 - ☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/US2004/041259

Box No. V Reasoned statement under Rule 43*bis*.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes: Claims	
	No: Claims	1-29
Inventive step (IS)	Yes: Claims	
	No: Claims	1-29
Industrial applicability (IA)	Yes: Claims	1-29
	No: Claims	

2. Citations and explanations

see separate sheet

Ad section V.:

1. The present set of claims is not novel (Art. 33(2) PCT) since the claimed brightness enhancing films and the corresponding polymer compositions are known from the following prior art documents:

D1: US-A-5 626 800 (WILLIAMS ET AL) 6 May 1997 (1997-05-06)

D2: US 2002/123589 A1 (OLSON DAVID B ET AL) 5 September 2002 (2002-09-05)

D3: US-B1-6 355 754 (OLSON DAVID B ET AL) 12 March 2002 (2002-03-12)

D4: US-A-5 932 626 (FONG ET AL) 3 August 1999 (1999-08-03)

D5: US-B1-6 280 063 (FONG BETTIE C ET AL) 28 August 2001 (2001-08-28)

(citations, see search report)

2. Inventive step (Art. 33(3) PCT): not given, since the claims are not novel.
3. Industrial applicability (Art. 33(4) PCT): o.k.